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July 19, 1989; 4:43 pm - I called Bob McLeod at the UT BS&HW to see if he had visited our team at RFlat. NILM.

July 20, 1989; 9:25 am - Bob called back. He had tried to visit the site but was denied access by UPCM. UPCM apparently said that the state would either have to get "EPA's permission" for access or would have to get a court order. I told Bob (and he agreed) that I thought access to the site would be between UPCM and the state; the EPA would not be involved in it; and that the state certainly didn't need EPA's "permission" to gain access. Perhaps UPCM was trying to split EPA and the state.

FILE PLAN

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Laura Lockhart, an attorney for the state, tried to reach "someone at EPA" (probably Sandra Moreno, who has been out this week) to straighten this out, but was unsuccessful. Laura also tried to work things out with Rosemary Beless (UPCM's attorney) but she couldn't be reached either. The state appears to be VERY frustrated by this turn of events.

cc: Guerici, Geise, Schaller, Taylor, Metcalf, Moreno, Taunton

Thomas G. Burns

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FOIA EXEMPT

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